

AMENDMENT TO THE RULES COMMITTEE PRINT FOR H.R. 4435  
OFFERED BY MS. LOFGREN OF CALIFORNIA, MR. MASSIE OF KENTUCKY, AND  
MR. AMASH OF MICHIGAN

Subtitle B of title XVI is amended by adding at the end the following new section:

SEC. \_\_\_\_\_. PROHIBITION ON USING FUNDS TO CONDUCT WARRANTLESS  
SEARCHES FOR THE COMMUNICATIONS OF UNITED STATES PERSONS.

(a) PROHIBITION ON USING FUNDS FOR THE SEARCHING OF COLLECTIONS OF  
COMMUNICATIONS OF UNITED STATES PERSONS.—

Except as provided in subparagraph (b), none of the funds authorized to be appropriated by this Act shall be used by an officer or employee of the United States to conduct a search of a collection of communications acquired under section 702 of the Foreign Intelligence Surveillance Act (50 U.S.C. 1881a) in an effort to find communications of a particular United States person (other than a corporation).

(b) CONCURRENT AUTHORIZATION AND EXCEPTION FOR EMERGENCY  
SITUATIONS.—

Subparagraph (a) funding restrictions shall not apply to a search for communications related to a particular United States person if—

- (1) such United States person is the subject of an order or emergency authorization authorizing electronic surveillance or physical search under section 105, 304, 703, 704, or 705, or title 18, United States Code, for the effective period of that order;
- (2) the entity carrying out the search has a reasonable belief that the life or safety of such United States person is threatened and the information is sought for the purpose of assisting that person; or
- (3) such United States person has consented to the search.